

AMENDMENTS TO THE CLAIMS

1. (currently amended): In a network system including at least one client device and at least one server device operatively coupled for communication, a method for synchronizing an audio capture program with a streamed audio file, the method comprising:
 - receiving at least one selection request from a user on said server device;
 - transmitting a synchronization program from said server device to said client device;
 - streaming a digital audio file from said server device to said client device;
 - detecting, by said synchronization program, a first state change associated with an audio stream player disposed within said client device, said synchronization program preparing said audio capture program on said client device in response to said first state change;
 - detecting, by said synchronization program, a second state change associated with said audio stream player indicating the start of audio playback; and
 - said synchronization program initiating said audio capture program on said client device at a fixed time interval calculated from when said second state change is detected for capturing data synchronizing capture.
2. (original): The method of claim 1, wherein said method further comprises recording said data captured by said audio capture program on a storage medium disposed in said client device.
3. (original): The method of claim 1, wherein said method further comprises, compressing said data captured by said audio capture program, streaming said compressed data to said server, and recording said compressed data on a storage medium disposed in said server device.
4. (original): The method of claim 1, wherein said method further comprises stopping said audio capture program.

5. (original): The method of claim 4, wherein said stopping said audio capture program comprises detecting, by said program, a third state change associated with said audio stream player, wherein said program stops said audio capture engine in response to said third state change.
6. (original): The method according to claim 1, further comprising uploading said recording from said client device to said server device.
7. (original): The method according to claim 6, wherein said recording is compressed prior to said uploading.
8. (original): The method according to claim 1, wherein said network comprises the Internet.
9. (original): The method of claim 4, wherein said stopping said audio capture program comprises detecting, by said program, a third state change associated with receiving a second selection from said user, wherein said program stops said audio capture engine in response to said third state change.
10. (currently amended): ~~In a network system including at least one client device and at least one server device operatively coupled for communication, In a computing device, a method for synchronizing an audio capture program with an audio file, the method comprising:~~
receiving at least one selection request from a user on said server computing device;
providing an audio playback program on said computing device;
providing an audio capture program on said computing device;
~~transmitting~~ providing at least one audio file from said ~~server device~~ to on said client computing device; and

transmitting providing a synchronization program to on said client computing device;;
receiving, by wherein said synchronization program, receives a first event condition from
an said audio playback program, disposed within said client device said first event condition
being associated with audio playback;;

preparing, by said synchronization program, prepares an said audio capture program
associated with in response to said first event condition;;

detecting, by said synchronization program, detects a second state change associated with
said audio playback program; said second state change indicating the start of when said audio
playback begins;;

directing, by whereby said synchronization program, directs said audio capture program
to begin recording a user's performance in response to said second state change.

11. (original): The method of claim 10, wherein said program detects a third state change.

12. (original): The method of claim 11, wherein said program stops said audio capture
program in response to said third state change.

13. (original): The method of claim 11, wherein said third state change is transmitted by said
audio playback program.

14. (original): The method of claim 11, wherein said third state change is transmitted by said
program in response to a second selection from said user.

15. (original): The method of claim 10, wherein said audio playback program comprises an
audio stream player.

16. (currently amended): The method of claim 10, wherein said network comprises
computing device is connected to the Internet.

17. (currently amended): The method of claim 10, wherein said user's performance is recorded on said client computing device.

18. (currently amended): The method of claim 17, wherein said user's performance is transmitted from said client computing to said a server device.

19. (currently amended): The method of claim 18, wherein said user's performance is compressed prior to said transmittal from said client computing device to said server device.

20. (currently amended): The method of claim 10, wherein said user's performance is recorded on a said server device.

21. (currently amended): In a network system including at least one client device and at least one server device operatively coupled for communication, an apparatus for synchronizing an audio capture program with a streamed audio file, said apparatus comprising:

- a means for receiving at least one selection request from a user on said server device;
- a means for transmitting a synchronization program from said server device to said client device;
- a means for streaming a digital audio file from said server device to said client device;
- a means for detecting, by said synchronization program, a first state change associated with an audio stream player disposed within said client device, said synchronization program preparing said audio capture program on said client device in response to said first state change;
- a means for detecting, by said synchronization program, a second state change associated with said audio stream player indicating the start of audio playback; and
- said synchronization program initiating said audio capture program on said client device at a fixed time interval calculated from when said second state change is detected for capturing data synchronizing capture.

22. (original): The apparatus of claim 21, wherein said apparatus further comprises recording said data captured by said audio capture program on a storage medium disposed in said client device.

23. (original): The apparatus of claim 21, wherein said method further comprises, compressing said data captured by said audio capture program, streaming said compressed data to said server, and recording said compressed data on a storage medium disposed in said server device.

24. (original): The apparatus of claim 21, wherein said method further comprises stopping said audio capture program.

25. (original): The apparatus of claim 24, wherein said stopping said audio capture program comprises detecting, by said program, a third state change associated with said audio stream player, wherein said program stops said audio capture engine in response to said third state change.

26. (original): The apparatus according to claim 21, further comprising uploading said recording from said client device to said server device.

27. (original): The apparatus according to claim 26, wherein said recording is compressed prior to said uploading.

28. (original): The apparatus according to claim 21, wherein said network comprises the Internet.

29. (original): The apparatus of claim 24, wherein said stopping said audio capture program comprises detecting, by said program, a third state change associated with receiving a second selection from said user, wherein said program stops said audio capture engine in response to said third state change.

30. (currently amended): In a network system including at least one client device and at least one server device operatively coupled for communication, ~~a method~~ an apparatus for synchronizing an audio capture program with an audio file, the apparatus comprising:

a means for receiving at least one selection request from a user on said ~~server~~ client device;

a means for providing an audio playback program on said client device;

a means for providing an audio capture program on said client device;

a means for ~~transmitting providing~~ at least one audio file from ~~said server device~~ to said client device; and

a means for ~~transmitting providing~~ a synchronization program to said client device, wherein said synchronization program receives a first event condition from ~~an~~ said audio playback program, ~~disposed within said client device~~ said first event condition being associated with audio playback, said synchronization program prepares an audio capture program ~~associated with~~ in response to said first event condition, said synchronization program detects a second state change associated with said audio playback program ~~when said~~ indicating the start of audio playback ~~begins~~, whereby said synchronization program directs said audio capture program to begin recording a user's performance in response to said second state change.

31. (original): The apparatus of claim 30, wherein said program detects a third state change.

32. (original): The apparatus of claim 31, wherein said program stops said audio capture program in response to said third state change.

33. (original): The apparatus of claim 31, wherein said third state change is transmitted by said audio playback program.

34. (original): The apparatus of claim 31, wherein said third state change is transmitted by said program in response to a second selection from said user.

35. (original): The apparatus of claim 30, wherein said audio playback program comprises an audio stream player.

36. (original): The apparatus of claim 30, wherein said network comprises the Internet.

37. (original): The apparatus of claim 30, wherein said user's performance is recorded on said client device.

38. (original): The apparatus of claim 37, wherein said user's performance is transmitted from said client device to said server device.

39. (original): The apparatus of claim 38, wherein said user's performance is compressed prior to said transmittal from said client device to said server device.

40. (original): The apparatus of claim 30, wherein said user's performance is recorded on said server device.

41. (currently amended): A program storage device readable by a machine, tangibly embodying a program of instructions executable by the machine within a network system including at least one client device and at least one server device operatively coupled for communication, a method for synchronizing an audio capture program with a streamed audio file, said method comprising:

receiving at least one selection request from a user on said server device;

transmitting a synchronization program from said server device to said client device;

streaming a digital audio file from said server device to said client device;

detecting, by said synchronization program, a first state change associated with an audio stream player disposed within said client device, said synchronization program preparing said audio capture program on said client device in response to said first state change;

detecting, by said synchronization program, a second state change associated with said audio stream player indicating the start of audio playback; and said synchronization program initiating said audio capture program on said client device at a fixed time interval calculated from when said second state change is detected for capturing data synchronizing capture.

42. (original): The method of claim 41, wherein said method further comprises recording said data captured by said audio capture program on a storage medium disposed in said client device.

43. (original): The method of claim 41, wherein said method further comprises, compressing said data captured by said audio capture program, streaming said compressed data to said server, and recording said compressed data on a storage medium disposed in said server device.

44. (original): The method of claim 41, wherein said method further comprises stopping said audio capture program.

45. (original): The method of claim 44, wherein said stopping said audio capture program comprises detecting, by said program, a third state change associated with said audio stream player, wherein said program stops said audio capture engine in response to said third state change.

46. (original): The method according to claim 41, further comprising uploading said recording from said client device to said server device.

47. (original): The method according to claim 46, wherein said recording is compressed prior to said uploading.

48. (original): The method according to claim 41, wherein said network comprises the Internet.

49. (original): The method of claim 44, wherein said stopping said audio capture program comprises detecting, by said program, a third state change associated with receiving a second selection from said user, wherein said program stops said audio capture engine in response to said third state change.

50. (currently amended): A program storage device readable by a machine, tangibly embodying a program of instructions executable by the machine within a network system including at least one client device and at least one server device operatively coupled for

communication, a method for synchronizing an audio capture program with an audio file, said method comprising:

receiving at least one selection request from a user on said ~~server~~ client device;
providing an audio playback program on said client device;
providing an audio capture program on said client device;
~~transmitting providing~~ at least one audio file ~~from said server device to~~ on said client device; and

transmitting providing a synchronization program to on said client device, wherein said synchronization program receives a first event condition from ~~an~~ said audio playback program, ~~disposed within said client device~~ said first event condition being associated with audio playback, said synchronization program prepares an audio capture program associated with said first event condition, said synchronization program detects a second state change associated with said audio playback program when said audio playback begins, whereby said synchronization program directs said audio capture program to begin recording a user's performance in response to said second state change.

51. (original): The method of claim 50, wherein said program detects a third state change.

52. (original): The method of claim 51, wherein said program stops said audio capture program in response to said third state change.

53. (original): The method of claim 51, wherein said third state change is transmitted by said audio playback program.

54. (original): The method of claim 51, wherein said third state change is transmitted by said program in response to a second selection from said user.

55. (original): The method of claim 50, wherein said audio playback program comprises an audio stream player.

56. (original): The method of claim 50, wherein said network comprises the Internet.

57. (original): The method of claim 50, wherein said user's performance is recorded on said client device.

58. (original): The method of claim 57, wherein said user's performance is transmitted from said client device to said server device.

59. (original): The method of claim 58, wherein said user's performance is compressed prior to said transmittal from said client device to said server device.

60. (original): The method of claim 50, wherein said user's performance is recorded on said server device.

61. (new): The method of claim 10, wherein the step of providing at least one audio file on said client device includes the step of transmitting said audio file from a server device to said client device.

62. (new): The method of claim 10, wherein the step of providing a synchronization program on said client device includes the step of transmitting said synchronization program from said server device to said client device.

63. (new): The method of claim 30, wherein the step of providing at least one audio file on said client device includes the step of transmitting said audio file from said server device to said client device.

64. (new): The method of claim 30, wherein the step of providing a synchronization program on said client device includes the step of transmitting said synchronization program from said server device to said client device.

65. (new): The method of claim 50, wherein the step of providing at least one audio file on said client device includes the step of transmitting said audio file from said server device to said client device.

66. (new): The method of claim 50, wherein the step of providing a synchronization program on said client device includes the step of transmitting said synchronization program from said server device to said client device.

67. (new): The method of claim 50, wherein the audio file is provided by the user.